IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 14437 of 2003

Between:

1. Rajula Hari Sarvothama Reddy,
S/o. Aswatha Reddy, Aged about 52 years,
Occ: Secretary, R/o Door No.1/483,
Maruthi Bazar, Ankalamma peta, Pulivendala,
Kadapa district.

2. Kristapati Lakshminarayana Reddy,
S/o. Pedda Sidda Reddy, Aged about 41 years,
Occupation: Clerk, R/o. Ambakkapalli Village and Post,
Lingala Mandal, Kadapa District.

3. Pocham Reddy Gangi Reddy,
S/o. Narasimha Reddy, Aged about 40 years,
Occupation: Clerk, R/o Peddakudala Village and Post,
Lingala Mandal, Kadapa District.

4. Komma Uma Maheswari, W/o. Raghunatha Reddy,

Aged about 40 years, Occu. Clerk, R/o. Chinna kudala Village and Post, Lingala Mandal, Kadapa District.

5. Archanala Rama Murthy,
S/o. Kristappa, Aged about 37 years,
Occupation: Attender, R/o. 1/1417, P.V.Subba Reddy Buildings, Opposite to Laxmi Hall, Pulivendala, Kadapa District.

....Petitioners.

AND

1. The Government of Andhra Pradesh,
Cooperation Department, Represented by its Secretary,
Secretariat, Hyderabad.
2. The Commissioner for Cooperation and Registrar of Cooperative Societies, Nampally, Hyderabad.
3. The District Cooperative Central Bank Limited,
Represented by its General Manager, Kadapa,
Kadapa District.
4. The District Cooperative Officer,
Kadapa, Kadapa District.
5. The Divisional Cooperative Officer,
Proddutur, Kadapa District.
6. The Chinakudala PACS, Chinnakudala,
Lingala Mandal, Kadapa District, Represented by its Chair person.

….Respondents.

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to

issue a writ, order or direction more particularly one in the nature of writ of Mandamus, declaring the action of the respondents in not paying the salaries to the petitioners as illegal, arbitrary and violative of Articles 14 and 21 of the Constitution of India and consequently to direct the respondents to pay salaries to the petitioners without reference to Section 116-C of the Act.

Counsel for the petitioners: Mr. G.Dasaradharami Reddy.

Counsel for Respondents 1,2,4 and 5: GP for Cooperation.

Counsel for Respondent No.3: Smt Kavitha Gottipati.

Counsel for Respondent No.6: None appeared.

The Court made the following order:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof. No costs.

9-9-2004

lvl

To,

1. The Government of Andhra Pradesh,

   Cooperation Department, Represented by its Secretary,

   Secretariat, Hyderabad. (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

2. The Commissioner for Cooperation and Registrar of

Cooperative Societies, Nampally, Hyderabad.

   (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

3. The District Cooperative Central Bank Limited,

   Represented by its General Manager, Kadapa,

   Kadapa District. (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

4. The District Cooperative Officer,

   Kadapa, Kadapa District. (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

5. The Divisional Cooperative Officer,

   Proddutur, Kadapa District. (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

6. The Chinakudala PACS, Chinnakudala,

   Lingala Mandal, Kadapa District, Represented by its

   Chair person. (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

7. Two CCs to the Government Pleader for Cooperation, High

   Court of A.P., Hyderabad. (out) (along with copy of the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004)

8. Two CD copies.